THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :8709 of 2007

DATED:30-04-2007

P.Vasudeva Reddy.

..... PETITIONER

AND

The Vice Chairman and Managing Director,
A.P.State Civil Supplies Corporation Limited,
Somajiguda,
Hyderabad & 2 others.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner; learned Government Pleader for Revenue; and the learned counsel appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the respondents in not executing the agreement in favour of the petitioner for transportation of rice, sugar, wheat etc., for MLS point, Pattikonda, as finalized on 12-02-2007, in pursuance of tender notification No.PDS/Stage-II (9)/2007, dated 25-01-2007, issued by the 2nd respondent, as illegal and arbitrary.

3. It is the case of the petitioner that pursuant to the tender notification calling for tenders for appointment of Stage-II transport contractors for the financial year, 2007-08 in respect of Pattikonda Mandal Level Stocks center, petitioner submitted his tender on 12-02-2007 by paying the EMD quoting the land rate, but except finalizing the appointment of the Stage-II transport contractor for transportation of food grains for the financial year, 2007-08 in respect of Pattikonda M.L.S. point, all the other M.L.S.points have been finalized. It is further stated that insofar as Pattikonda M.L.S.point is concerned one V.Balreddy filed a petition stating that he is the only qualified tenderer and therefore, the matter has

been referred to the Joint Collector, EOED to take legal opinion in the matter and then issue appointment order (speaking order) in favour of the lowest tenderer. It is stated that the 2nd respondent is the authority to award the contract. Insofar as disposal of the said tenders in respect of Pattikonda M.L.S. point is concerned there cannot be any justification in delaying the matter.

4. Having regard to the facts and circumstances of the case, 2nd respondent is directed to take immediate decision by issuing appointment order, considering the applications of the petitioner as well as the others, in accordance with the tender conditions without any further delay, if not already finalized, within one week from the date of receipt of a copy of this order.

5. Accordingly, Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

30th April, 2007.

Note:

Issue operative portion of the
order by wire at party's costs.

B/o

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